

**DECISION OF THE MANAGEMENT BOARD
ON THE DELEGATION OF POWERS CONFERRED ON THE MANAGEMENT BOARD
REGARDING STAFF MATTERS RELATED TO THE EXECUTIVE DIRECTOR**

THE MANAGEMENT BOARD OF THE EUROPEAN FOOD SAFETY AUTHORITY,

Having regard to Regulation (EC) No 178/2002 (hereinafter referred to as 'the Regulation') of the European Parliament and the Council of 28 January 2002 laying down the general principles of food law, establishing the European Food Safety Authority and laying down procedures in relation to food safety¹, and in particular Articles 25, 26, and 48 thereof,

Having regard to Regulation No 31 (EEC), 11 (EAEC), laying down the Staff Regulations of Officials (hereinafter referred to as 'Staff Regulations') and the Conditions of Employment of Other Servants (CEOS) of the European Economic Community and the European Atomic Energy Community² (hereinafter referred to as "Conditions of employment"),

Having regard to the Decision of the Management Board of 25 June 2008 concerning the appraisal of the Executive Director of EFSA,

WHEREAS:

- (1) According to Article 48 of the Regulation, the staff of EFSA shall be subject to the rules and regulations applicable to officials and other staff of the European Union, and, in respect of its staff, EFSA shall exercise the powers which have been devolved to the Appointing Authority;
- (2) Several powers related to staff matters are devolved by the Staff Regulations and the Conditions of employment on the Appointing Authority and the Authority responsible for concluding contracts of employment;
- (3) According to Article 26(1) of the Regulation, the Executive Director is appointed by the Management Board of EFSA (hereinafter "the Management Board"), which is therefore responsible, as Appointing Authority of the Executive Director, for exercising all staff-related powers when it comes to the latter;
- (4) Amongst the above-referred powers, some (i.e. validation of missions and trainings) need to be exercised on a regular basis. Considering the nature and the way of operating of the Management Board, and in order to smooth the decision-making on staff matters concerning the Executive Director, those powers should be delegated to an EFSA service able to ensure the daily implementation of them;
- (5) All other staff-related powers imply more complex decisions with regard to the Executive Director and should, therefore, remain with the Management Board;

¹ OJ L 31, 1.2.2002, p. 1, as last amended

² EEC/EAEC Council: Regulation No 31 (EEC), 11 (EAEC), laying down the staff Regulations of officials and the conditions of employment of other servants of the European Economic Community and the European atomic energy Community, OJ 45, 14.6.1962, p. 1385, as last amended

- (6) In light of the above, it is appropriate to delegate the powers conferred to the Management Board by the Staff Regulations and the Conditions of employment to the Head of Resources and Support (RESU) Department in relation to the validation of missions and trainings of the Executive Director.

HAS DECIDED AS FOLLOWS:

Article 1

This Decision shall apply to the powers conferred by the Staff Regulations and the Conditions of employment to the Management Board as Appointing Authority of the Executive Director in relation to the validation of missions and trainings to be undergone by the Executive Director.

The powers referred to in the first paragraph shall be delegated to the Head of RESU Department.

All other powers conferred by the Staff Regulations and the Conditions of employment to the Management Board as Appointing Authority of the Executive Director shall be taken solely by the Management Board.

On a yearly basis, the Executive Director shall report to the Management Board on the missions and trainings he underwent during the reference year.

Article 2

This Decision shall enter into force the day of its signature.

Adopted in Parma on 19 March 2015
For EFSA's Management Board

SIGNED

Sue Davies
Chair of the Management Board